FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

Civil Application No. 4842/2007 IN Civil Application No. 3744/2004
(National Insurance Co.Ltd.thr' its Divisional Manager, Nagpur **VERSUS** *Smt.Vanita wd/o Abhinav Hirde & others***)**

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's orders

Shri Chandurkar, Advocate for the applicants/respondents nos.1 to 3.

CORAM : Smt. Vasanti A. Naik, J.
DATE : 18th July, 2007.

By this civil application, the applicants seek permission to withdraw the amount of compensation as per the order passed by the Tribunal.

None appears on behalf of the appellant/ non-applicant when the matter is called out.

I have perused the judgment passed by the Tribunal. Since the matter is admitted and was to be heard within a period of six weeks from the date of its admission, it would be necessary, in the interest of justice, to permit the applicants/respondents nos.1, 2 and 3 to withdraw 50% of the amount payable to them in terms of the award passed by the Tribunal. Thus, the respondents nos.1 and 2/applicants nos.1 and 2 would be permitted to withdraw 50% of Rs. 3,33,600/- for each of the respondents nos.1 and 2/ applicants nos.1 and 2 on furnishing solvent surety/ security to the satisfaction of the Tribunal. Similarly, the respondent no.3 would be permitted to withdraw 50% amount of Rs.82,200/- on furnishing solvent surety/ security to the satisfaction of the Tribunal.

The balance amount deposited by the appellant in this Court would, however, be fixed in a fixed deposit account in a nationalised bank initially for a period of 37 months and should be renewed thereafter from time to time during the pendency of the first appeal.

The civil application is allowed on the aforesaid terms and disposed of .

Civil Application No. 3744/2004.

By this civil application, the applicant seeks condonation of delay of 21 days in filing the appeal.

The prayer made in the civil application is opposed by the counsel for the respondent. However, for the reasons stated in paragraphs nos.2 and 3 of the civil application, the prayer is granted and the civil application is allowed and disposed of.

JUDGE

APTE